

1 **COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT** *U.S.C. § 1983*
 2 Name Doss, Timmie L. *(R.)* **FILED**
 3 (Last) (First) (Initial) **2014**
 4 Prisoner Number #AM9281
 5 Institutional Address p.o. Box 290066 / Rohnert, CA 95671
 6

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

(PR)

CW

7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**

9 Timmie L. Doss *(R.)*
 (Enter the full name of plaintiff in this action.)

CV 14 0778

10 Case No. _____
 (To be provided by the Clerk of Court)

11 #1: Lori Curran (Richmond Officer) et. al.

12 #2: Miguel Chavez (Juvenile p.o. Agent) et. al.

13 #3: Christopher Martin (Council)

14 #4: David Livingston (Sheriff) #5: Sheriff of et. al.
 (Enter the full name of the defendant(s) in this action)

15 #6: Richmond Police Dept.

16 **COMPLAINT UNDER THE
 CIVIL RIGHTS ACT,
 Title 42 U.S.C § 1983**

"

Trial Requested.

OK

Settlement.

17 *[All questions on this complaint form must be answered in order for your action to proceed.]*

18 I. Exhaustion of Administrative Remedies.

19 **[Note:** You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

20 A. Place of present confinement C.S.P - SACRAMENTO / p.o. Box 290066

21 B. Is there a grievance procedure in this institution?

22 YES NO *N/A.*

23 C. Did you present the facts in your complaint for review through the grievance procedure? *N/A.*

24 YES NO

25 D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why.

1 1. Informal appeal _____
2 _____ *N/A*

3

4 2. First formal level _____

5 _____ 11/12

6 N/H

7 3. Second formal level

7. Second terminal level: _____
8 _____

9
10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 229 230 231 232 233 234 235 236 237 238 239 239 240 241 242 243 244 245 246 247 248 249 249 250 251 252 253 254 255 256 257 258 259 259 260 261 262 263 264 265 266 267 268 269 269 270 271 272 273 274 275 276 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2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2298 2299 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2398 2399 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 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4. Third formal level _____
1 N/A

2

3 E. Is the last level to which you appealed the highest level of appeal available to
1

4 you? N/A -
5 YES NO

5 F. If you did not present your claim for review through the grievance procedure,

explain why. THIS IS NOT A INSTITUTIONAL CLAIM IT'S
A FAIRNESS CLAIM

A Phase Improvement Plan:

II. Parties.

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

Mr. Jimmie L. Doss, Tk. # AM9281

p.o. box 290066

REPRESA, CA. 95611.

#1): place of employment. "Office" ✓#2):

Loki Currin - (Richmond police dept) / Miguel Chavez (Juvenile
probation dept.)

#3):

1 CHRISTOPHER MARTIN (counsel) 54 RAILROAD AVE.
2 #4: DAVID LIVINGSTON (SHERIFF) DEPT CONTRA COSTA COUNTY ET. AL;
3 #5: RICHMOND POLICE DEPT. ET. AL;
4

5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each
7 defendant is involved and to include dates, when possible. Do not give any legal arguments or
8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9 separate numbered paragraph.

10 PETITIONER (EMP. DOSS) ALLEGES LAW ENFORCEMENT
11 OFFICER'S, JUVENILE PROBATION OFFICER'S, SHERIFF'S DEPT
12 OF CONTRA COSTA COUNTY, CONTRA COSTA COUNTY PROSECUTOR'S,
13 AS WELL AS THE STATE OF CALIFORNIA ET. AL... HAS
14 STRATEGICALLY, AND/OR UNMETHODICALLY CONSPIRED TO
15 "KIDNAP, AND "FALSE IMPRISON" EMP (EMP. DOSS) BY
16 WAY OF FRAUD, DECEPTION, MISCONDUCT, ABUSE OF
17 POWER BY STATE OFFICIAL'S ACTING UNDER THE COLOR
18 OF LAW, AND/OR WILLFUL "COVER" UP'S, TO FURTHER THE
19 "ILLEGAL DETENTION," AS WELL AS THE CONDUCT OF ALL
20 THOSE INVOLVED; (AS SHOWN IN THIS COMPLAINT)
21

22 PETITIONER FURTHER ASSERTS THAT STATE OFFICIAL'S HAS

23 IV. Relief.

24 Your complaint cannot go forward unless you request specific relief. State briefly exactly
25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 PETITIONER (EMP. DOSS) REQUEST \$300,000.00 FROM EACH #1 AND #2
27 DEFENDANT, AND \$100,000.00 FROM "RICHMOND POLICE DEPT" AND/OR
28 "COUNTY SHERIFF OFFICE" WHO EMPLOY'S DEFENDANT'S OR WHO HELD EMP
"EMP. DOSS) ILLEGALLY... EACH ACT UNDER COLOR OF LAW.
\$50,000.00 FROM (C. MARTIN) FOR AROUNDMENT.
COMPLAINT

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5 I declare under penalty of perjury that the foregoing is true and correct.

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COMPLAINT

SAME

Signed this 29th day of Jan, 2014

(Plaintiff's signature)

- 1). - FAILED to correct, or acknowledge the course of action
- 2). of those whom has continue to willfully, or for systematically
- 3). violate my (emp. does) civil rights afforded under the U.S. -
- 4). Constitution 14th Amendment sec # (2) one : Due - process into
- 5). protection laws;
- 6). as well as: 13th Amendment sec # (2) one : involuntary servitude
- 7). laws;
- 8). as for: 5th Amendment Rights (Not to be held to answer
- 9). for a capital or otherwise otherwise crime, unless
- 10). or a presentment or indictment of a grand jury.
- 11).
- 12). which FURTHER resulted in a violation of U.S. - Constitutional
- 13). Sixth Amendment Right to a (speedy trial) and Right to a
- 14). (Defense Counsel.)
- 15). SEE FACTS of CASE BELOW for FULL DETAILS
- 16).
- 17). FACTS of CASE
- 18).

- 19). Petitioner (emp. does) ALLEGES officer (Loki Cukrow) of:
- 20). Richmond California police dept conspired with an "Juvenile"
- 21). probation officer named: (Enrique Chavez) to put out a "injust"
- 22). warrant without "Jurisdiction, Authority, or cause,
- 23). Resulting in an "illegal hold" onto "FALSE IMPRISONMENT"
- 24). as a FAVOR FOR law enforcement (Loki Cukrow). To solely allow
- 25).
- 26).

page # (3) of (6).
Claim # 1.

- 1). - Richmond police dept to hold up (mpk-doss) beyond the
- 2). 48-hour investigational time required under (Ramsey law).
- 3).
- 4). petitioner (mpk-doss) alleges officer (laci curran) who
- 5). granted a ramsey warrant by judge:
- 6). of Contra Costa County Superior Court on:
- 7). to simply question (mpk-doss) on a numbered investigation, and
- 8). release him within 48-hours.
- 9).
- 10). petitioner alleges officer (laci curran) knew - (mpk-doss)
- 11). was on "adult probation," not Juvenile, and thus, contacted a
- 12). Juvenile agent (enrique chavez) to obtain a "judicial favor" in
- 13). the form of a "false" probation violation warrant
- 14).
- 15). petitioner alleges that the conspiracy is documented in
- 16). police reports by defendant (laci curran); EXHIBIT # (A). Report.
- 17). WHEREAS THE REPORT STATES:
- 18). DEC 18, 2009, 13:30 hrs.
- 19). while reviewing (doss) criminal history, I
- 20). determined that he was on active probation
- 21). for a prior robbery conviction.
- 22). IN AN EFFORT TO DETERMINE WHERE (doss)
- 23). might be living, I (l. curran) telephoned
- 24). probation officer (enrique chavez) and outlined
- 25). to him THE FACTS OF THE CASE. P.O. (CHAVEZ)
- 26).

page (7) of (6),
Claim #4.

- 4) - provided info with two addresses;
- 5) 709 SOUTH 41ST STREET, AND 1623 GARIAMITA AVE
- 6) in Richmond.
- 7) efforts to contact (Doss) at both were
- 8) unsuccessful. The Gariamita street address was
- 9) determined to be vacant and boarded up. Upon being
- 10) told this information, P.O. (CHAVEZ) agreed to have a
- 11) probation warrant for (Doss) placed in Cleo.
- 12) petitioned (Cpl. Doss) alleges p.o. (CHAVEZ) is not
- 13) and "was not (his) agent of probation, and in fact was a
- 14) "juvenile" probation agent, "not" adult, this "lacked" any
- 15) "cause" or "jurisdiction" to issue a warrant.
- 16) petitioned alleges his (Cpl. Doss) "adult" probation agent
- 17) of record was (Cpl. Barbara Litz) whom "never" imposed
- 18) to violate (Cpl. Doss) probation, thus concluding (Cpl. Doss)
- 19) was well in contact and in compliance with (Cpl. Litz)
- 20) rules of construction. whom (Cpl. Doss) had to see on a
- 21) regular bases, and keep current addresses up to date.
- 22)
- 23) petitioned further asserts that officer (Loki Cukkan)
- 24) utilized (juvenile probation officer) (ENRIQUEL CHAVEZ) to
- 25) put out an unjust warrant which proved to be illegal
- 26)

PAGE (5) of (6).
Claim #2.

- 1). - on Court Records
- 2). WHEREAS, no "REVOKE petition/s, Holding order/s, or
- 3). HEARING/s WERE FILED OR HEARD BETWEEN JAN 1ST THRU -
- 4). (JAN 28TH, 2010.
- 5).
- 6). Thus Concluding, that - (mpk.Doss) was illegally
- 7). "HELD" and/or "FALSE IMPRISONED" for 28-days without a
- 8). charge, or valid Holding order
- 9).
- 10). SEE: EXHIBIT # (B.) "opinion" of EX-COUNSEL (LAUREN BETH HARRIS)
- 11). INVESTIGATION of REAGAN/s Results page (2) line #17 -
- 12). THRU # 28.
- 13).
- 14). SEE: EXHIBIT # (C.) "LETTER" of (2nd) EX-COUNSEL (CHRISTOPHER MARTIN)
- 15). showing his Correspondence, and INVESTIGATION
- 16). Results, as he calls it "outrageous governmental
- 17). misconduct.."
- 18).
- 19).
- 20). petitioner/s (mpk.Doss) ALLEGES officer (laki CUKKAN) and/or
- 21). p.o. (CHAVEZ) BOTH STRATEGICALLY ABUSED THEIR RESPECTIVE position/s
- 22). of power to simply utilize unjust illegal probation warrant to
- 23). arrest and FALSE IMPRISON (mpk.Doss) without a "charge," "violation," or
- 24). "BAIL" and "counsel" EVER BEING ADVISED;
- 25).
- 26).

page (6) of (6)

claim #4.

- 1). - Petitioner alleges officer (Loki Curran) was issued
- 2). a simple "Raney" investigational warrant to interview me (emp. Doss) for 48 hours only, then release...
- 3).
- 4).
- 5). officer (Loki Curran) then was aware of (emp. Doss) adult probation status, and instead of contacting (emp. Doss), ok, has adult agent (Barbara Lutz) to request (emp. Doss) come and speak to them, ok to get any up dated addresses (B. Lutz) may have had, opted to utilize a "favor" in the form of the
- 6). "Juvenile probation" officer (Enrique Chavez) to deceptively hold
- 7). (emp. Doss) pass the 48-Hour Raney requirement to the tune
- 8). of 28 day with "no" charges, "no" revoke petitions, "no" counsel,
- 9). "no" bail or hearings, thus "no" holding order..
- 10).
- 11).
- 12).
- 13).
- 14).
- 15).
- 16). Petitioner (emp. Doss) asserts County jail officials
- 17). speaking under "Contra Costa County" Sheriff (David O. Livingston), (assistant sheriff) Matt Schuler, et. al;
- 18). HELD me (emp. Doss) in "illegal detention" from Jan 2nd
- 19). thru (Jan 28th, 2010, which resulted in the present detention..
- 20).
- 21).
- 22). Petitioner alleges there was "no" valid, ok "legal holding order"
- 23). to hold me (emp. Doss) in confinement, thus constituting Civil Rights
- 24). violations by way of "false imprisonment."
- 25).
- 26).

Ground/claim (#2) page (#) of (#).
 "RIGHT TO ADEQUATE COUNSEL".
 claim #2.

1. appointed state attorney (CHRISTOPHER ALAN CRAGHTIN)
2. of Richmond California, whom was continuing to render
3. professionally deficient representation, by willfully, or for
4. intentionally overlooking, or refusing to adequately argue, or
5. caption the "Superial Court" of Contra Costa County for any
6. (ex parte) RELEASE FROM "ILLEGAL DETENTION,"
- 7.
8. petitioner (ex parte) FURTHER ALLEGES TO HAVE FILED
9. a "caption to dismiss" penal code 995 for "illegal detention"
10. by "outrageous governmental misconduct" in re: Kochi v.
11. California (1952) 342 U.S. 165. or for violation of people v.
12. Powell (1967) 67 Cal.2d 32, 59-60; penal code § 858, § 859, § 847,
13. § 825
14. all of which was filed by ex parte (ex-counsel)
15. ex parte BETHARDS on Jan 26, 2012
16. yet the caption's filed were "not" heard, or killed on,
17. due to counsel being relieved, and new counsel (C. Craghtin)
18. "defendant" being appointed
19. yet new counsel (C. Craghtin) was continuing to exhibit
20. knowledge of the ("illegal detention") or for (pass caption's)
21. "filed," but "not" litigated as to date.
22. yet defendant (C. Craghtin) refuse to continue the
23. competent work of ex-counsel (ex parte BETHARDS);
24. thus showing, attorney abandonment, and a direct willful
25. violation of Strickland v. Washington (1984) 466 U.S. 668, 688, 80 L.Ed
- 26.

"Right to Adequate Counsel." (page 2 of 2).
Claim #2.

- 1). - 2d 674, 693, 104 S. Ct 2052; ("Right to Competent Counsel;")
- 2).
- 3). IN RE MARQUEZ (1992) 204 4TH. 584, 596 3 CL 2d 727.
- 4). IN RE VARGAS (2000) 83 C.A. 4TH. 1125, 1152, 100 C.R. 2d 265.
- 5). (INADEQUATE INVESTIGATION AND INEFFECTIVE REPRESENTATION;)
- 6).
- 7).
- 8). PETITIONER (mpk-doss) ALLEGES COUNSEL (CHRISTOPHER MARTIN) HAS CONTINUED "NOT" TO "INVESTIGATE" AND / OR ADJUDICATE THE "FALSE IMPRISONMENT" AND "SPEEDY TRIAL VIOLATION" EX-COUNSEL FILED BUT DID "NOT" LITIGATE THE ISSUES DUE TO EX-COUNSEL BEING REMOVED FROM THE CASE BEFORE THE MOTION WAS HEARD.
- 9).
- 10).
- 11).
- 12).
- 13).
- 14). Now, NEW COUNSEL (CHRISTOPHER MARTIN) REFUSE TO DO ANY WORK ON THIS CASE; RESULTING IN A "SIX," AND "FOURTEEN" AMENDMENT VIOLATIONS OF (mpk-doss) vs. - CONSTITUTIONAL IMANDATE.
- 15).
- 16).
- 17).
- 18).
- 19).
- 20).
- 21).
- 22).
- 23).
- 24).
- 25).
- 26).